

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

CHARLES MARTIN,

Plaintiff,

V.

UNITED PARCEL SERVICE, INC., et al.,)

Defendant.

FILED: MAY 15, 2008

08CV2842 LI

JUDGE LEFKOW

MAGISTRATE JUDGE DENLOW

Case No. _____

NOTICE OF REMOVAL

Pursuant to 28 U.S.C. §§1331, 1441, and 1446, Defendant United Parcel Service, Inc. (“UPS”) hereby removes the subject action from the Circuit Court of Cook County, Illinois in the County of Cook, Illinois to the United States District Court for the Northern District of Illinois, Eastern Division, on the following grounds:

1. Plaintiff Charles Martin (“Martin”) filed a Complaint in the Circuit Court of Cook County in the County of Cook, Illinois on March 21, 2008. (Copy attached hereto as Exhibit A). Martin served UPS with a copy of his Complaint via U.S. Mail on April 16, 2008.

2. Martin alleges in his Complaint that he would like his complaint to proceed through the National Labor Relations Board (“NLRB”). By requesting to proceed through the NLRB, the agency responsible for administering the National Labor Relations Act, 29 U.S.C. § 151, et seq., Martin’s claims present a federal question squarely on the face of his Complaint.

3. UPS is entitled to remove this suit because it is an action arising under the laws of the United States in which the District Courts of the United States have been given original jurisdiction pursuant to 28 U.S.C. § 1331.

4. Removal to this Court is proper because the Northern District of Illinois, Eastern Division, embraces the County of Cook, where this action was filed.

5. A copy of this Notice of Removal was filed with the Circuit Court of Cook County in the County of Cook, Illinois and served on Martin contemporaneous with its filing with this Court. (Notice attached hereto as Exhibit B).

WHEREFORE, Defendant United Parcel Service, Inc., removes the subject action from the Circuit Court of Cook County in the County of Cook, Illinois to this United States District Court.

Dated: May 15, 2008

Respectfully submitted,


Ellen M. Girard

John A. Klages, ARDC #06196781
Ellen M. Girard, ARDC #06276507
Sepideh Esmaili, ARDC #6292779
Quarles & Brady LLP
500 West Madison St., Ste. 3700
Chicago, IL 60661
(312) 715-5000
JK2@quarles.com
sesmaili@quarles.com

CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that she caused a copy of the foregoing NOTICE OF REMOVAL to be served upon:

Charles Martin
768 W. Jackson Blvd.
Chicago, Illinois 60661

by U.S. Mail this 15th day of May 2008.



08CV2842 LI
JUDGE LEFKOW
MAGISTRATE JUDGE DENLOW

EXHIBIT A

073

ed 2121 - Served
 served 2221 - Not Served
 By Mail 2321 - Served By Mail
 served By Publication 2421 - Served By Publication
 SUMMONS ALIAS - SUMMONS

Received
 001-75M-2/28/05 (43480658)

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
 COUNTY DEPARTMENT, DIVISION

(Name all parties)

CHARLES MARTIN
 GEORGE VELA UNITED PARCEL
 SERVICE v. 1400 S.
 ROOSEVELT & JEFFERSON
 404 JEFFERSON
 1400 JEFFERSON

Received

APR 16 2008 SUMMONS

UPS Corp. Legal
 2008003208
 CALENDAR ROOM X
 TIME 00:00
 PI Stat Misc Action
 No. 000096-1.6.1 03/24/08 13:47
 REF CASE H 08L 003208
 REF SHERIFF # 031001
 CASE TOTAL 0.00 *
 FEE WAIVED TOTAL 0.00 TL
 CASHIER 298
 04.16

To each Defendant:

YOU ARE SUMMONED and required to file an answer to the complaint in this case, a copy of which is hereto attached, or otherwise file your appearance, and pay the required fee, in the Office of the Clerk of this Court at the following location:

- ☐ Richard J. Daley Center, 50 W. Washington, Room _____, Chicago, Illinois 60602
- ☐ District 2 - Skokie
 5600 Old Orchard Rd.
 Skokie, IL 60077
- ☐ District 3 - Rolling Meadows
 2121 Euclid
 Rolling Meadows, IL 60008
- ☐ District 4 - Maywood
 1500 Maybrook Ave.
 Maywood, IL 60153
- ☐ District 5 - Bridgeview
 10220 S. 76th Ave.
 Bridgeview, IL 60455
- ☐ District 6 - Markham
 16501 S. Kedzie Pkwy.
 Markham, IL 60426
- ☒ Child Support
 28 North Clark St., Room 200
 Chicago, Illinois 60602

You must file within 30 days after service of this Summons, not counting the day of service.

IF YOU FAIL TO DO SO, A JUDGMENT BY DEFAULT MAY BE ENTERED AGAINST YOU FOR THE RELIEF REQUESTED IN THE COMPLAINT.

To the officer:

This Summons must be returned by the officer or other person to whom it was given for service, with endorsement of service and fees, if any, immediately after service. If service cannot be made, this Summons shall be returned so endorsed. This Summons may not be served later than 30 days after its date.

Atty. No.:

Name: CHARLES MARTIN

Atty. for:

Address: 768 JACKSON

City/State/Zip: CHICAGO - G06061 IL

Telephone: 1-773-5010712

Service by Facsimile Transmission will be accepted at:

WITNESS,

MAR 21 2008

DOROTHY BROWN
CLERK OF CIRCUIT COURT

Clerk of Court

Date of service: 15 MAR 08

(To be inserted by officer on copy left with defendant or other person)

(Area Code) (Facsimile Telephone Number)

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

2120 - Served
2220 - Not Served
2320 - Served By Mail
2420 - Served By Publication
SUMMONS

2121 - Served
2221 - Not Served
2321 - Served By Mail
2421 - Served By Publication
ALIAS - SUMMONS

CCG N001-75M-2/28/05 (43480658)

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, _____ DIVISION _____

(Name all parties)

CHARLES MARTIN
GEORGE VELA UNITED PARCEL
SERVICE v. 1400 S.
ROOSEVELT + JEFFERSON

400 JEFFERSON
1400 JEFFERSON

SUMMONS

2008 9 03 2008L003208
CALENDAR/ROOM X
TIME 00:00
PI Stat Misc Action
No. 000096-1.6.1 03/24/08 1347
REF CASE # 08L 003208
REF SHERIFF # 031001
CASE TOTAL 0.00
TOTAL 0.00
SEE WAVED
CASHIER BARRY

To each Defendant:

YOU ARE SUMMONED and required to file an answer to the complaint in this case, a copy of which is hereto attached, or otherwise file your appearance, and pay the required fee, in the Office of the Clerk of this Court at the following location:

- ☐ Richard J. Daley Center, 50 W. Washington, Room _____, Chicago, Illinois 60602
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5600 Old Orchard Rd.
Skokie, IL 60077
- ☐ District 3 - Rolling Meadows
2121 Euclid
Rolling Meadows, IL 60008
- ☐ District 4 - Maywood
1500 Maybrook Ave.
Maywood, IL 60153
- ☐ District 5 - Bridgeview
10220 S. 76th Ave.
Bridgeview, IL 60455
- ☐ District 6 - Markham
16501 S. Kedzie Pkwy.
Markham, IL 60426
- ☐ Child Support
28 North Clark St., Room 200
Chicago, Illinois 60602

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MAR 21 2008

Atty. No.: _____
Name: CHARLES MARTIN v. BAI
Atty. for: _____
Address: 768 JACKSON
City/State/Zip: CHICAGO - 60601 IL
Telephone: 1-773-5010 712
Service by Facsimile Transmission will be accepted at: _____

WITNESS

DOROTHY BROWN
CLERK OF CIRCUIT COURT
Clerk of Court
Date of service: 15 APR 08
(To be inserted by officer on copy left with defendant or other person)

(Area Code) (Facsimile Telephone Number)

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

HARLES MARTIN

FIRST

PLAINTIFF

Doc 3208

V.S

COVER PAGE

P.E. Stat Misc. Action

DEFENDANT

MARK BRUNETTI

YNN BRUNETTI

NICHELLE BRUNETTI

TIM BRUNETTI

GEORGE VELAZ

ASTORIA PLIS

YOSUS FRANK JASSO

JOSE VASQUEZ

LUIS VASQUEZ

COMPLAINT

08 L 3208

REVIEW FACT PAGE

1. REVIEW NUMBER 1 SEEKING THROUGH
PROFIT-SHARING OF ONE OR TWO YEARS
OF PROFIT-SHARING UNKNOWN.

✓ a. BOB BRUNETTI ✓ d. MARK BRUNETTI
(312) 243-3483 ✓ e. LYNN BRUNETTI
✓ c. JIM BRUNETTI
(312) 243-3483
✓ f. MIKE BRUNETTI
(312) 243-3483

IN QUESTION, DID HE OR DID HE NOT, PUT
HAIR IN FOOD (LUNCH) IN QUESTION OF LEAVING
THE JOB SITE WHICH IS THOSE BOB? IN
QUESTION AS WHY DID I LEAVE JOB SITE,
ANSWER, I COULD NOT ANSWER, YOUR SON
PUT HAIR IN MY FOOD (LUNCH) WHICH PART
UNKNOWN.

- WOULD LIKE THIS TO GO THROUGH NATIONAL LABOR
RELATIONS BOARD AFTER CONFIRMATION THROUGH
THE COURT.

✓ JOSE VASQUEZ, ✓ JASUS, FRANK JASSO, ✓ LUIS VASQUEZ, ✓ AMANDO
VASQUEZ, ✓ ALBERTO VASQUEZ, COSMOS (UNKNOWN LAST NAME) TITLE
IS FOREMAN OF THE PLANT, (GEORGE) (UNKNOWN LASTNAME)

STATEMENT FOR ISSUES OF COMPLAINT

FOR FIVE YEARS OF CONTINUOUS EMPLOYMENT, MAY 2002 TO THE PRESENT, VARIOUS CONDITIONS OF ABUSE AS TO OCCUPATIONAL HAZARDS AND OVER EXPOSURE CAUSED HARM TO MY PHYSICAL AND MENTAL WELL-BEING. THESE CONDITIONS EXISTED CONTINUOUSLY DURING TENURE AT:

AVENUE METAL COMPANY

1640 OGDEN AVENUE

CHICAGO, ILLINOIS

THESE CONDITIONS ARE:

1. THEFT OF PRIVATE GROOM

2. INFLUENCE OF THEM AND THOSE OF CUSTOMERS:

a. UNITED PARCEL SERVICE

b. FEDERAL EXPRESS SERVICE

3. ~~AA~~ c. KGF STORAGE AND DELIVERY SERVICE

d. UNITED STATES POSTAL SERVICE

e. AND VARIOUS OTHER COMPANIES

f. HARVARD LAW SCHOOL OF

HARVARD UNIVERSITY

g. CHICAGO POLICE DEPARTMENT

h. ILLINOIS STATE POLICE

i. UNION SHOP AND THEIR INSURANCE
PERSONALLY AND PROFESSIONALLY

- 3 -

PASTORA PLIS, NICOLE (UNKNOWN LAST NAME) - SECRETARY IN THE OFFICE, ANDY ANDERSON, THOSE OF OTHERS TEMPORARILY EMPLOYED FROM 2003 TO PRESENT AND OTHER CLIENTS HAVE STOLEN MY PRIVATE GROIN CONSTANTLY IN THE COURSE OF EACH EIGHT (8) HOUR WORKING DAY, ALSO UNITED PARCEL SERVICE (UPS) EMPLOYEE NAMED "GEORGE" (UNKNOWN LAST NAME) - ON DATE 10-10-07 @ 11:17 AM, JERRY WHITE AT 1652 W. OGDEN AND RICHARD (UNKNOWN LAST NAME) PROPERTY OWNER ASKING ALSO FOR COURT'S HELP SEEKING THOSE OF LICENSE PLATES THAT I HAVE, ALSO RESIDENTIAL ADDRESS OF AFOREMENTIONED INDIVIDUALS IN TOTAL.

FEDERAL EXPRESS DELIVERY TRUCK # 1009767

330,000,000,000 - REAL AND PUNITIVE DAMAGES ALSO TIME FOR EACH OFFENSE (ACCOUNT)

✓ GEORGE VELA

UNITED PARCEL SERVICE

FACILITY AT JEFFERSON & ROOSEVELT CHICAGO, I.L. 60612

CHICAGO, I.L.

1400 JEFFERSON AVE

CHICAGO

NICOLE PASKE

1640 W. OGDEN

MICHELE BRUNETTI

(MIKE BRUNETTI'S WIFE)

-4-

UNKNOWN FIRST NAME
~~GEORGE~~ RODRIGUEZ BROTHER OF PASUNA PLUS

CHARLES MARTIN
268 W. JACKSON
6060601
1-773-5010712

Charles Martin

EXHIBIT B

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION

CHARLES MARTIN,)	
)	
Plaintiff,)	
)	
v.)	Case No. 08 L 03208
)	
UNITED PARCEL SERVICE, INC., et al.,)	
)	
Defendant.)	

NOTICE OF REMOVAL

Please take notice that on this date Defendant United Parcel Service, Inc. filed in the United States District Court for the Northern District of Illinois, Eastern Division, a Notice of Removal of the above-entitled action to the United States District Court. Attached as Exhibit 1 is a copy of the Notice of Removal filed with the District Court.

DATE: May 15, 2008

United Parcel Service, Inc.


One of Its Attorneys

John A. Klages
Ellen M. Girard
Sepideh Esmaili
Quarles & Brady LLP
500 West Madison St., Ste. 3700
Chicago, IL 60661
(312) 715-5000
Email: sesmaili@quarles.com

CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that she caused a copy of the foregoing NOTICE OF REMOVAL to be served upon:

Charles Martin
768 W. Jackson Blvd.
Chicago, Illinois 60661

by U.S. Mail this 15th day of May 2008.


